

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

DAN G. VERHAAG, SR.,

Plaintiff,

vs.

WINDERMERE REAL ESTATE, et
al.,

Defendants.

NO. CV-09-0374-LRS

ORDER OF DISMISSAL

On December 14, 2010, plaintiff Dan Verhaag filed a *pro se* Complaint with this Court against the 19 known and unknown Defendants. (Ct. Rec. 1). On December 23, 2009, the Court screened plaintiff's Complaint and determined that it failed to comply with Federal Rule of Civil Procedure 8(a). (Ct. Rec. 7). In the December 24, 2009 "Order to Amend Complaint" (Ct. Rec. 7), the Court directed plaintiff to file an amended complaint in compliance with the Federal Rules Of Civil Procedure 8(a) by January 27, 2010. Plaintiff filed a timely "First Amended Complaint" on January 22, 2010 (Ct. Rec. 8). Thereafter, the Court screened the Amended Complaint for legal and factual sufficiency as it had done with the original Complaint. Once again, Plaintiff has failed to comply with Rule 8(a). The Amended Complaint does not state grounds upon which the Court's federal jurisdiction is based.

1 Although Plaintiff states in the title of the complaint that he is
2 alleging a Racketeer Influenced and Corrupt Organizations Act ("RICO")
3 claim under 18 U.S.C. §1962, Plaintiff does not state which facts
4 support such a claim anywhere in the body of the complaint. Under
5 Local Rule 3.2, in cases which include claims under RICO, the party
6 asserting such claims must file and serve a RICO Case Statement within
7 14 days. Because plaintiff has failed to file a RICO Case Statement
8 in compliance with LR 3.2 or an amended complaint in compliance with
9 Rule 8(a), the Court hereby dismisses plaintiff's action without
10 prejudice.

11 **IT IS HEREBY ORDERED:** Plaintiff's action is **DISMISSED** without
12 prejudice.

13 **IT IS SO ORDERED.** The District Court Executive is directed to
14 enter this Order, provide a copy to plaintiff, and **CLOSE THIS FILE.**

15 **DATED** this 11th day of March, 2010.

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17 ***s/Lonny R. Suko***

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19 LONNY R. SUKO
20 CHIEF UNITED STATES DISTRICT JUDGE
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